

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

MAY 05 2006

CATHY A. CATTERSON, CLERK
U.S. COURT OF APPEALS

CHRISTOPHER MACDONALD,

Plaintiff - Appellant,

v.

KAHIKOLU LTD., dba Frogman
Charters,

Defendant - Appellee.

No. 04-15979

D.C. No. CV-02-00084-LEK
District of Hawaii,
Honolulu

ORDER

Before: ALARCÓN and McKEOWN, Circuit Judges, and HOLLAND,* District
Judge.

Appellee's petition for panel rehearing is DENIED.

*The Honorable H. Russel Holland, Senior United States District Judge for
the District of Alaska, sitting by designation.

EXHIBIT C